

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred Senate Bill No. 300, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 3, after "in" insert "**section 7 of**".
- 2 Page 2, line 20, delete ":".
- 3 Page 2, delete lines 21 through 22.
- 4 Page 2, line 23, delete "(B)".
- 5 Page 2, run in lines 20 through 23.
- 6 Page 2, line 29, delete "(a)(4)(A)" and insert "**(a)(4)**".
- 7 Page 2, line 29, after "IC 35-42-4" insert "**or a crime of domestic**
- 8 **violence (as defined in IC 35-41-1-6.3)**".
- 9 Page 2, line 33, delete "crime" and insert "**victim**".
- 10 Page 3, delete lines 31 through 35.
- 11 Page 4, line 6, delete "a court has entered" and insert "**an**
- 12 **information or indictment alleging the commission of a crime has**
- 13 **been filed by a prosecuting attorney.**".
- 14 Page 4, delete lines 7 through 8.
- 15 Page 5, line 13, after "payment" insert "**from the division**".
- 16 Page 5, line 17, after "division" insert "**under this chapter**".
- 17 Page 7, line 24, after "representation" insert "**that exceeds ten**
- 18 **percent (10%) of the value of the award**".
- 19 Page 9, between lines 13 and 14, begin a new paragraph and insert:
- 20 "SECTION 19. IC 35-41-1-6.3 IS AMENDED TO READ AS
- 21 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 6.3. "Crime of

1 domestic violence," for purposes of IC 3-7-13-5, **IC 5-2-6.1**, and
 2 IC 33-28-4-8, means an offense or the attempt to commit an offense
 3 that:
 4 (1) has as an element the:
 5 (A) use of physical force; or
 6 (B) threatened use of a deadly weapon; and
 7 (2) is committed against a:
 8 (A) current or former spouse, parent, or guardian of the
 9 defendant;
 10 (B) person with whom the defendant shared a child in
 11 common;
 12 (C) person who was cohabiting with or had cohabited with the
 13 defendant as a spouse, parent, or guardian; or
 14 (D) person who was or had been similarly situated to a spouse,
 15 parent, or guardian of the defendant."
 16 Renumber all SECTIONS consecutively.
 (Reference is to SB 300 as introduced.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

Long

Chairperson